



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
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Edward Langer  
350 Fifth Avenue  
Empire State Building, 60<sup>th</sup> Floor  
New York, NY 10118

**MAILED**

OCT 09 2002

Office of the Director  
Group 3600

In re application of  
Mordechai Hammer  
Application No. 08/894,211  
Filed: July 30, 1997  
For: EXTENSIBLE AND RETRACTABLE  
ELEMENTS AND VARIOUS USES FOR  
THE ELEMENTS

**DECISION ON REQUEST  
FOR WITHDRAWAL OF  
ATTORNEY**

This is a decision on the request filed on September 18, 2002, under 37 CFR 1.36 and MPEP 402.06, requesting permission to withdraw as the attorney of record in the above-identified application.

The request is **NOT APPROVED**.

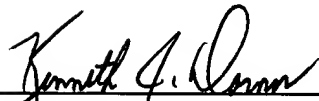
Under 37 CFR 1.36 an attorney may withdraw only upon application to and approval by the Commissioner. It should be noted that a withdrawal is effective when approved, not when filed. For approval of such a request the following conditions must be met:

- A) Each attorney of record must sign the notice of withdrawal, or the notice must contain a clear indication of one attorney signing on behalf of another, because the Office does not recognize law firms;
- B) There must be at least 30 days between approval of the withdrawal and the later of the expiration date of a time period for reply or the expiration date of the period which can be obtained by a petition and fee for extension of time under 37 CFR 1.136(a);
- C) A proper reason for the withdrawal as enumerated in 37 CFR 10.40(b) or subsection (1)-(6) of 37 CFR 10.40(c) must be provided;
- D) The applicant or patent owner must have been notified of the withdrawal as provided for in 37 CFR 1.36.

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The request to withdraw as attorney is not accepted in the above-identified application because the request lacks conditions (A) and (D) above. There is no indication that Edward Langer is signing on behalf of the other attorneys originally appointed. Also, there is no indication that the applicant or owner was notified.



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Kenneth J. Dorner  
Special Programs Examiner  
Patent Technology Center 3600  
(703) 308-0866  
Facsimile No.: (703) 605-0586

Rjb:10/8/02

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